IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.41968 of 2008
PRAPHUL KUMAR @ L.B.SINGH S/O YOGENDRA PRASAD, R/O VILLALGE- DHANEGRAUL, P.S. GARAUL, DISTRICT- VAISHALI
Versus
STATE OF BIHAR & ANR
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2 25/11/2008 Heard learned counsel for the petitioner and learned counsel representing the Vigilance.

The petitioner seeks bail in a case which has been registered under sections 419, 420/34 of the Indian Penal Code sections 7, 8, 9, 13 read with sections 13(1)(d) of the Prevention of Corruption Act.

Complainant informed the vigilance police station regarding some dispute with co-villager Ranjit Kumar and when the information was not entertained at police station then a complaint was filed by the informant. Later on a rumor came that his adversaries have filed a case to the C.B.I. The complainant went to Patna to meet them and identification was disclosed that he is L. B. Singh but no such person was found. Later on the person was contacted who demanded Rs. 50,000/-. He disclosed the name of his associates as Pappu @ Sanjit Kumar. A raiding party was constituted and pre trap memorandum was prepared. The petitioner was arrested with rupees fifty thousand.

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Submission is that the petitioner not a public servant. No offence under the Prevention of Corruption Act is made out against him. The petitioner and complainant are known to each other form before. The case has been registered against this petitioner and co-accused Pappu @ Sanjit Kumar who has been admitted to bail by this

court vide order dated 17.11.2008 passed in Cr. Misc. No. 42476 of 2008.

Prayer for bail has been opposed by the learned counsel representing the Vigilance.

Considering the facts and circumstances of the case, the petitioner Praphul Kumar @ L. B. Singh is directed to be released on bail on furnishing of bail bonds of Rs. 10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of the Spl. Judge, Vigilance-1 Patna in connection with Spl. Case No. 35 of 2008 arising out of Vigilance Case No. 47 of 2008.

avin **(Shyam Kishore Sharma, J.)**

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